

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

DEBORA C. NOVAKOWSKI,

CIVIL DIVISION

Plaintiff,

NO. 04-356 ERIE

v.

Judge McLaughlin
Electronically Filed

ELAINE CHAO, SECRETARY, and the
UNITED STATES DEPARTMENT OF LABOR,

Defendants.

WITHDRAWAL OF PLAINTIFF'S MOTION FOR NEW TRIAL

AND NOW, comes the Plaintiff Debora C. Novakowski, by and through her counsel John R. Linkosky, Esquire and John Linkosky and Assoc., and files the within Withdrawal of Plaintiff's Motion for New Trial, upon the following statement:

1. On June 19, 2006, Plaintiff filed a Motion for a New Trial in the within case.
2. On November 29, 2006, this Honorable Court issued an Order that the parties purchase a trial transcript and that each party shall share equally in the costs.
3. Upon consideration of the costs of purchasing the trial transcript to the Plaintiff and in consideration of occurrences which have ensued subsequent to Plaintiff's Motion for a New Trial, Plaintiff hereby requests this Honorable Court to grant permission to withdraw her Motion for a New Trial.

Respectfully submitted,

January 3, 2007

Date

s/ John R. Linkosky

John R. Linkosky, Esquire

Counsel for Plaintiff, Debora Novakowski

Pa. I.D. No. 66011
JOHN LINKOSKY & ASSOC.
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CERTIFICATE OF SERVICE

I hereby certify that the foregoing Withdrawal of Plaintiff's Motion for New Trial was
electronically filed on the 3rd day of January, 2007, to the following:

Paul E. Skirtich, Esquire
Assistant U.S. Attorney
United States Department of Justice
U.S. Post Office & Courthouse
700 Grant Street, Suite 400
Pittsburgh, PA 15219

s/ John R. Linkosky
John R. Linkosky, Esquire
Attorney for Plaintiff